

Improvement Res. No. 1319-1972

Resolution Adopted:

August 3, 1972

Confirmed:

September 14, 1972

~~XXXXXXXXXXXXXXXXXXXX~~

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

October 12, 1972

B.O. 12822

DECLARATORY RESOLUTION NO. 1319-1972

for the condemnation of right of way for street purposes across the north five (5) feet of Lots 37 to 40 inclusive, J. H. Feichters Garden View Addition, being along the south side of State Boulevard.

ADOPTED: August 3, 1972

ADVERTISE NOTICE TO PROPERTY OWNERS: Aug. 24 & 31, 1972

NOTICES MAILED: August 31, 1972

HEARING ON CONFIRMATION: Thurs. Sept. 14, 1972 at  
3:30 p.m.

CONFIRMED: Sept. 14, 1972

ASSESSMENT ROLL ORDERED: Sept. 14, 1972

ASSESSMENT ROLL APPROVED: Sept. 19, 1972

HEARING ON CONFIRMATION OF ASSM'T ROLL: Thurs. Oct. 12, '72  
at 3:30 p.m.

NOTICE SERVED: Oct. 2, 1972

ASSESSMENT ROLL CONFIRMED: October 12, 1972

For the ~~purpose of~~ Condemnation of right of way for ~~street~~ street purposes across the north five (5) feet of Lots 37 to 40 inclusive, J. H. Feichters Garden View Addition, being along the south side of State Boulevard.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn right of way for street purposes across the north five (5) feet of Lots 37 to 40 inclusive, J. H. Feichters Garden View Addition, being along the south side of State Boulevard.

All as shown by a plan of such proposed ~~condemnation~~ Condemnation of right of way for ~~street~~ street purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana. The condemnation of right of way is to be made by condemning and appropriating for street purposes the property described above.

The cost of said ~~condemnation~~ Condemnation of right of way for ~~street~~ street purposes shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such ~~condemnation~~ Condemnation of right of way for ~~street~~ street purposes is described as follows: Lots 37 to 40 inclusive, J. H. Feichters Garden View Addition. Said addition is inclusive to the City of Fort Wayne, Indiana

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

~~The property described above~~ shall be subject to an easement for the ~~use of~~ City of Fort Wayne, Indiana, and ~~for the~~ maintenance of sewers, ~~gas mains, electric pole lines and conduits, telephone and telegraph pole lines~~

All Streets, lots and lands affected by the above described condemnation of right of way for street purposes are situated in the southeast quarter of Section 31, Township 31 north, Range 13 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana

ADOPTED THIS 3rd DAY OF August 1972.

Attest:

Secretary Board of Public Works.

*Ronald J. Boman*  
*James S. Williams*  
 Board of Public Works.





## House Memorandum

OK. RB

To Board of Public Works

Date August 1, 1972

From Kenneth N. Traylor, Street Engineer

Subject B.O. 129-72 Condemnation of Right-of-Way south side of State Blvd.  
from the west line of Lot No. 40 J. H. Feichters Garden View Addition  
to the west Right-of-Way line of Hobson Road.

### COPIES TO:

We are attaching Declaratory Resolution No. 1319-1972, which provides for an additional 5 feet of right of way to construct sidewalk along the south side of State Boulevard, at the subject location. Also, attached is a drawing and property ownership list.

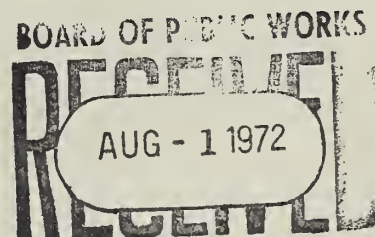
As added information, this section of sidewalk is part of Board Order 87-71; however we have been processing that Board Order under separate Improvement Resolutions and assigning new Board Order numbers to each one.

Our purpose was to process those areas first where we didn't encounter right of way problems.

As soon as this right of way resolution is settled, it is our intention to proceed with plans to construct this sidewalk, utilizing the Barrett Law System.

*Kenneth N. Traylor*  
Kenneth N. Traylor  
Street Engineer

REP:id  
attach.



1319

OFFICE OF  
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

B.O. 129-72

58-298-1

Date September 14, 1972

To CITY ENGINEERING DEPARTMENT

Subject Dec. Res. No. 1319-72 - J. H. Feichters Garden View Addition.

Please prepare Assessment Roll of Benefits and Damages -  
Benefits \$1.00 and Damages \$1.00.

J. D. Boswell  
R. L. Bonar  
W. G. Williams  
BOARD OF PUBLIC WORKS

RECEIVED

SEP 15 1972

CITY ENGINEERING DEPT.

ajf

Enc. Resolution and P.O. List

NOTED

J.D.B.

R.L.B.

W.G.W

Date

Signed

Reply:

September 15, 1972

Assessment roll of benefits and damages completed and attached.

*Kenneth N. Traylor*  
Kenneth N. Traylor  
Street Engineer

lc  
attach.

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY



B.O. 129-72

58-298-1

September 14, 1972

CITY ENGINEERING DEPARTMENT

Dec. Res. No. 1319-72 - J. H. Feichters Garden View Addition.

Please prepare Assessment Roll of Benefits and Damages -  
Benefits \$1.00 and Damages \$1.00.

J. D. Boswell

R. L. Bonar

W. G. Williams

BOARD OF PUBLIC WORKS

ajf

Enc. Resolution and P.O. List

N O T I C E   T O   P R O P E R T Y   O W N E R

---

Office Board of Public Works  
City Hall  
Fort Wayne, Indiana..August.31..1972.....

To..NAME.....  
ADDRESS

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did adopt Declaratory Resolution No.1319-72..... providing for the

condemnation of right of way for street purposes across the north five (5) feet of Lots 37 to 40 inclusive, J. H. Feichters Garden View Addition, being along the south side of State Blvd.

The Board has fixed .Thursday..September.14..1972.at.3:30.p.m.,.Rm..920..... a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by said Declaratory Resolution.

PROPERTY DESCRIPTION:

DESCRIPTION

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS



Board of Public Works, City of Ft. Wayne  
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

SEP 7 1972

1  
32  
5  
38

COMPUTATION OF CHARGES

38 lines, columns wide equals equivalent lines at 288¢ cents per line

\$ 10.94

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

10.94

TOTAL AMOUNT OF CLAIM

\$

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald

Date August 31, 1972

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:  
ALLEN County

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

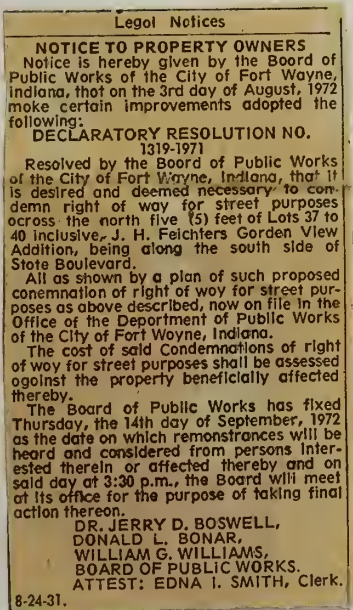
August 24, 1972

August 31, 1972

Subscribed and sworn to before me this 31st day of August 1972

Edith Stapleton  
Notary Public

My commission expires March 8, 1974



Claim No. .... Warrant No. ....

IN FAVOR OF

\$ .....

On Account of Appropriation for .....

Appropriation No. ....

Allowed ....., 19 .....

In the sum of \$ .....

I have examined the within claim and hereby certify as follows:  
That it is in proper form.  
That it is duly authenticated as required by law.  
That it is apparently } Correct  
                                      } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.



Board of Public Works, City of Ft. Wayne  
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

SEP 7 1972

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	
Head number of lines	1
Body number of lines	32
Tail number of lines	5
Total number of lines in notice	38

COMPUTION OF CHARGES

38 lines, columns wide equals equivalent lines at 28¢ cents per line	\$ 10.94
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	\$ 10.94

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type 5½ point
Number of insertions 2	Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date August 31, 1972

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:  
Allen County

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

August 24, 1972

August 31, 1972

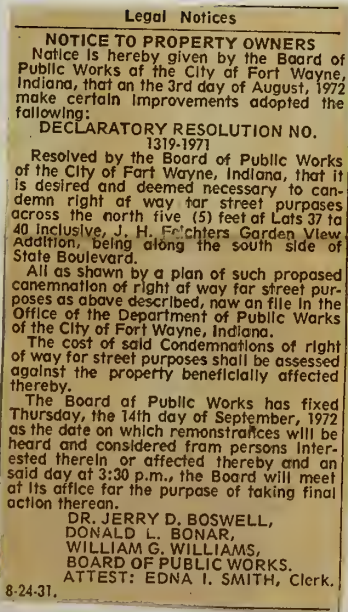
Arvilla DeWald

Subscribed and sworn to before me this 31st day of August 1972

Edith Stapleton

Notary Public

My commission expires March 8, 1974





Claim No. .... Warrant No. ....

IN FAVOR OF

\$.....

On Account of Appropriation for

Appropriation No. ....

Allowed....., 19.....

In the sum of \$.....

I have examined the within claim and hereby certify as follows:  
That it is in proper form.  
That it is duly authenticated as required by law.  
That it is apparently } Correct  
                                  { Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Board of Public Works, City of Ft. Wayne  
(Governmental Unit)

To NEWS-SENT INEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

SEP 7 1972

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	
Head number of lines	1
Body number of lines	32
Tail number of lines	5
Total number of lines in notice	38

COMPUTATION OF CHARGES

38 lines, columns wide equals equivalent lines at .288¢ cents per line	\$ 10.94
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	\$ 10.94

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type 5 1/2 point
Number of insertions 2	Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman

Date August 31, 1972

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana }  
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that She is Clerk of the NEWS-SENT INEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

August 24, 1972

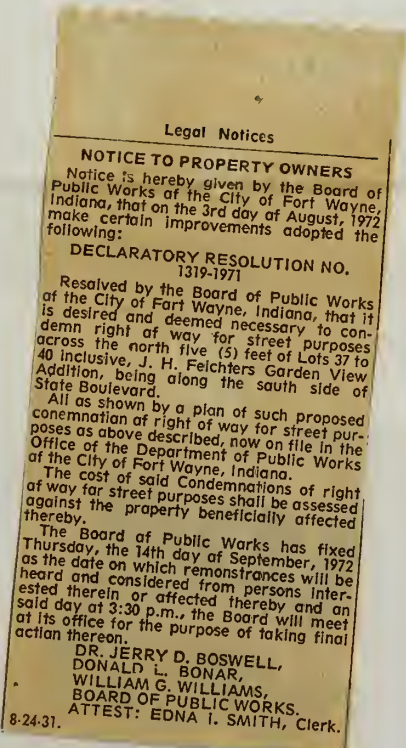
August 31, 1972

A. M. Hostman

Subscribed and sworn to before me this 31st day of August 1972

Edith Stapleton  
Notary Public

My commission expires March 8, 1974



Claim No. .... Warrant No. ....

IN FAVOR OF

\$ .....

On Account of Appropriation for

Appropriation No. ....

Allowed ..... , 19 .....

In the sum of \$ .....

I have examined the within claim and hereby certify as follows:  
That it is in proper form.  
That it is duly authenticated as required by law.  
That it is apparently } Correct  
                                      } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.



Board of Public Works, City of Ft. Wayne  
(Governmental Unit)

To.....NEWS-SENT INEL.....Dr.

Allen.....County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

1  
32  
5  
38

SEP 7 1972

COMPUTATION OF CHARGES

38 lines,.....columns wide equals.....equivalent lines at .288¢ cents per line

\$ 10.94

Additional charge for notices containing rule or tabular-work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 10.94

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman

Date August 31, 1972

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:  
ALLEN County

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that She is Clerk of the

NEWS-SENT INEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 times, the dates of publication being as follows:

August 24, 1972

August 31, 1972

Subscribed and sworn to before me this 31st day of August 1972

Edith Stapleton  
Notary Public

My commission expires March 8, 1974

Legal Notices  
NOTICE TO PROPERTY OWNERS  
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 3rd day of August, 1972, make certain improvements adopted the following:  
DECLARATORY RESOLUTION NO. 1319-1971  
Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn right of way for street purposes across the north five (5) feet of Lots 37 to 40 inclusive, J. H. Feichters Garden View Addition, being along the south side of State Boulevard.  
All as shown by a plan of such proposed condemnation of right of way for street purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.  
The cost of said condemnations of right of way for street purposes shall be assessed against the property beneficially affected thereby.  
The Board of Public Works has fixed Thursday, the 14th day of September, 1972 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m., the Board will meet at its office for the purpose of taking final action thereon.  
DR. JERRY D. BOSWELL,  
DONALD L. BONAR,  
WILLIAM G. WILLIAMS,  
BOARD OF PUBLIC WORKS.  
ATTEST: EDNA I. SMITH, Clerk.  
8-24-31.

Claim No..... Warrant No.....

IN FAVOR OF

\$.....

On Account of Appropriation for

Appropriation No.....

Allowed....., 19

In the sum of \$.....

I have examined the within claim and hereby certify as follows:  
That it is in proper form.  
That it is duly authenticated as required by law.  
That it is apparently } Correct  
                                      } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

## Resolution No 13191972 For CONDEMNATION OF RIGHT-OF-WAY FOR STREET PURPOSES TO

WIDEN THE SOUTH SIDE OF STATE BOULEVARD FROM THE WEST LINE OF LOT NO. 40, J.H. FEICHTERS GARDEN VIEW ADD.  
TO THE WEST RIGHT-OF-WAY LINE OF HOBSON ROAD

	OWNER'S NAME	ADDRESS	NUMBER OF			DESCRIPTION
			LOT	BLOCK	O.L.	
1	A. & G. REALTY CORP.	3010 E STATE BLVD.	40			J.H. FEICHTERS GARDEN VIEW ADD.
2	DUHN, ANATOLIE & NORMAN, IRENE	1534 E. 20 <sup>TH</sup> SANTA ANA, CALIFORNIA	39			" " " " " "
3	FORT WAYNE MEDICAL INVESTMENT CORP.	3124 E. STATE BLVD.	38	EXCEPT N. 570' OF S. 650'		" " " " " "
4	" " " " " "	" " " "	37	EXCEPT E. 40' & EXCEPT N. 570' OF S. 650'		" " " " " "
5						
6						
7						
8						
9						
10						
11						
12						
13						
14						
15						
16						
17						
18						
19						
20						
21						
22						
23						
24						
25						
26						
27						
28						
29						
30						
31						
32						
33						
34						
35						
36						
37						
38						
39						
40						
41						
42	NOTICES MAILED OR SERVED					
43	aug. 31 1972					
44	By OK					
45						
46						
47						
48						
49						
50						
51						
52						
53						
54						
55						
56						
57						
58						
59						
60						
61						
62						
63						
64						
65						
TOTAL						



We herewith transmit to you a Final Assessment Roll of Benefits and Damages, Confirmed by the Board of Public Works of the City of Fort Wayne, Indiana, on the day of 19 72  
in the matter of CONDEMNATION OF RIGHT-OF-WAY FOR STREET PURPOSES ACROSS THE NORTH FIVE (5) FEET OF LOTS 37 TO 40, INCLUSIVE, J.H. FEICHTERS  
GARDENVIEW ADDITION, BEING ALONG THE SOUTH SIDE OF STATE BOULEVARD  
in accordance with and pursuant to Declaratory Resolution No. 1319, 19 72, adopted by the Board of Public Works on the 28th day of AUGUST, 19 72

No.	OWNER'S NAME	DESCRIPTION	NUMBER OF			ADDITION OR SUBDIVISION	AMOUNT OF BENEFITS	AMOUNT OF DAMAGES	EXCESS OF BENEFITS	EXCESS OF DAMAGES	
			Lot	Block	Out-Lot						
1	A. & G. REALTY CORP.	3010 E. STATE BLVD.	40			J.H. FEICHTERS GARDEN VIEW ADD.	\$ 1.00	\$ 1.00	\$	\$	
2	DUHN, ANTOLIA & WORMAN, JR.	1534 E. 20th ST. CHIA.	39			" " " " " "	1.00	1.00			
3	FT. WAYNE INVESTMENT CORP.	% EDWIN ROUSSEAU COLDWATER B.	38			N. 590' EXC. OFS. 650' " " " " " "	1.00	1.00			
4	" " " "	" " " "	37			EXC. E. 40' & EXC. N. 590' OF S. 650' " " " " " "	1.00	1.00			
						TOTALS	\$ 4.00	\$ 4.00			
						Total					

FINAL ASSESSMENT ROLL  
OF

Benefits and Damages

IN THE MATTER OF THE

CONDEMNATION OF RIGHT OF WAY  
FOR STREET PURPOSES ACROSS THE  
NORTH FIVE (5) FEET OF LOTS  
37 TO 40 INCLUSIVE, J. H. FEINTERS  
GARDEN VIEW APP., BEING ALONG  
THE SOUTH SIDE OF STATE BLVD.

Authorized by Declaratory Resolution  
No. 1319, 19 72, adopted by  
the Board of Public Works on the 3<sup>RD</sup>  
day of AUGUST 19 72.

The Within Final Assessment Roll Ap-  
proved

BOARD OF PUBLIC WORKS

Recorded in Final Assessment Record of  
Benefits and Damages No. ....page.....

Filed in the office of the City Controller  
this day .....of.....19 .....

Recorded in Book No. ....pages.....

1319-72